



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

**VIA FAX (202-672-5399) and FIRST CLASS MAIL**

**MAY 27 2011**

Cleta Mitchell, Esq.  
Foley & Lardner LLP  
3000 K Street, N.W.  
Suite 600  
Washington, D.C. 20007-5109

RE: MUR 6371  
Christine O'Donnell  
Friends of Christine O'Donnell and  
Matthew J. Moran, in his official capacity as  
treasurer  
Our Country Deserves Better PAC –  
TeaPartyExpress.org and Betty Presley, in  
her official capacity as treasurer

Dear Ms. Mitchell:

On September 16, 2010, the Federal Election Commission notified your clients, Christine O'Donnell, Friends of Christine O'Donnell and Matthew J. Moran, in his official capacity as treasurer, and Our Country Deserves Better PAC – TeaPartyExpress.org and Betty Presley, in her official capacity as treasurer, of a complaint alleging that they had violated certain sections of the Federal Election Campaign Act of 1971, as amended.

On May 24, 2011, the Commission considered the complaint, but was equally divided on whether to find reason to believe Christine O'Donnell violated 2 U.S.C. § 441a(f); Friends of Christine O'Donnell and Matthew J. Moran, in his official capacity as treasurer violated 2 U.S.C. §§ 434(b) and 441a(f); and Our Country Deserves Better PAC-TeaPartyExpress.org and Betty Presley, in her official capacity as treasurer, violated 2 U.S.C. §§ 434(b), 441a(a)(2), and 441a(a)(8). Accordingly, the Commission closed its file in this matter.

Documents related to the case will be placed on the public record within 30 days. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003) and Statement of Policy Regarding Placing First General Counsel's Reports on the Public Record, 74 Fed. Reg. 66,132 (Dec. 14, 2009). A Statement of Reasons explaining the Commission's decision will follow.

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Cleta Mitchell, Esq.  
MUR 6371  
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If you have any questions, please contact Kimberly D. Hart, the attorney assigned to this matter, at (202) 694-1650.

Sincerely,

A handwritten signature in black ink, appearing to read 'Mark D. Shonkwiler', followed by a long horizontal line.

Mark D. Shonkwiler  
Assistant General Counsel

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